

1 Lenard L. Wittlake  
2 Minnick-Hayner, P.S.  
3 P.O. Box 1757  
4 Walla Walla, WA 99362  
5 (509) 527-3500

6 **UNITED STATES BANKRUPTCY COURT**  
7 **EASTERN DISTRICT OF WASHINGTON**

8 In RE:

9 SHUMATE TRI-CITY, LLC, dba  
10 SHUMATE BUELL, dba  
11 SHUMATE HARLEY-DAVIDSON, fka  
12 SHUMATE HARLEY-DAVIDSON,  
13 LLC,

14 Debtor

No. 09-05080-FLK11

STIPULATION REGARDING  
ALLOWANCE OF  
ADMINISTRATIVE EXPENSE

15 **COME NOW** Tumac Outdoor Products, Inc. (Tumac) and the Debtor in  
16 possession and hereby stipulate and agree as follows:

17 1. That Tumac filed its Motion for Payment of Administrative Expense  
18 Claim on October 30, 2009 (the Motion). The Motion was for post-petition  
19 obligations under a commercial lease between Tumac and Debtor for the premises at  
20 902 W. Rose St., Walla Walla, Washington. The motion also requested that the relief  
21 granted remain in effect if this case converts to Chapter 7.

22 2. That Debtor filed its Objection to the Motion on November 20, 2009.

23 3. The lease has been rejected effective November 30, 2009 by separate  
24 Order, the Debtor has vacated the premises, and Tumac has retaken possession of the  
25 premises.

STIPULATION TO ALLOW  
ADMINISTRATIVE EXPENSE - Page 1 of 2

**Minnick • Hayner**  
P.O. Box 1757  
Walla Walla, WA 99362  
(509) 527-3500

1           4.       That Tumac shall be allowed an administrative expense claim in the  
2 amount of \$27,616.08 for all post-petition obligations under the lease agreement.

3           5.       That the Order entered shall remain effective in the event this case is  
4 converted to a case under Chapter 7 of the Bankruptcy Code.

5           DATED this 22<sup>nd</sup> day of December, 2009.

6  
7                                   MINNICK-HAYNER, P.S.

8                                   By:    /s/ Lenard L. Wittlake  
9    Lenard L. Wittlake, WSBA #15451  
  of Attorneys for Tumac

10                                   and

11                                   PAUKERT & TROPPEMAN, PLLC

12  
13                                   By:    /s/ Michael J. Paukert  
14    Michael J. Paukert, WSBA #20237  
  Attorney for Shumate Tri-City, LLC